

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:14-cv-00057-MR-DLH**

**JAMES MARVIN TRIPLETT and)
MARY JANE TRIPLETT,)**

Plaintiffs,)

vs.)

ORDER

**CYPRIOUS AMAX MINERALS)
COMPANY, et al.,)**

Defendants.)

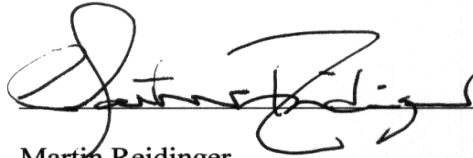
THIS MATTER is before the Court on Defendant Cyprus Amax Minerals Company's Motion for Summary Judgment [Doc. 75] and the parties' Joint Motion to Dismiss Cyprus Amax Minerals Company, Only [Doc. 98].

Upon review of the parties' motions, and for cause shown,

IT IS, THEREFORE, ORDERED that the parties' Joint Motion [Doc. 98] is **GRANTED**, and all of the claims asserted by the Plaintiffs against the Defendant Cyprus Amax Minerals Company are hereby **DISMISSED WITHOUT PREJUDICE**.

IT IS FURTHER ORDERED that Defendant Cyprus Amax Minerals Company's Motion for Summary Judgment [Doc. 75] is **DENIED AS MOOT**.

IT IS SO ORDERED.


Martin Reidinger
United States District Judge

